**THE HON'BLE SRI JUSTICE C.V. RAMULU**

Tuesday, 18th day of September,2007

**W.P.No.12317 of 2005**

Between:-

Koppidi Varahala Raju … Petitioner

and

The Vice-Chairman & Managing
Director, APSRTC, Hyderabad
and another … Respondents

**THE HON'BLE SRI JUSTICE C.V. RAMULU**

**W.P.No.12317 of 2005**

**ORAL ORDER:**

This Writ Petition is filed seeking a Mandamus directing the respondents to consider the representation dated 26-1-2005 for extending the benefits to the petitioner as per the guidelines issued in Circular No.PD-43/2000, dated 11-8-2000 of the 1st respondent.

It appears, petitioner was selected for the post of Driver in the respondent-Corporation and sent for training, subject to verification of his antecedents, driving licence etc. However, during the period of training, on verification, it came to light that the driving licence produced by the petitioner was a bogus one. Therefore, his name was deleted from the select list. Further, criminal prosecution was also launched against him. Now, it is the case of the petitioner that the criminal case launched against him ended in acquittal in the year 2004; therefore, he is entitled for employment as a matter of right.

It is not the case of the petitioner that he obtained any new diriving licence from the licensing authority apart from the one, which was declared to be bogus, earlier. Merely because the petitioner is acquitted in the criminal case that does not mean that he is holding a valid driving licence. The acquittal in a criminal case is altogether different from that of holding a valid licence issued by the competent authority. It is not the case of the petitioner that he had obtained a fresh licence and, therefore, he is entitled for consideration as per the

Circular dated 11-8-2000 issued by the A.P. State Road Transport Corporation. As such, the Writ Petition is devoid of any merit and is liable to be dismissed.

Accordingly, the Writ Petition is dismissed. No order as to costs.

18-9-2007

prk